

Courtroom: 3099

Courtroom Deputy: Anna Rosales

Court Recorder:

Law Clerk: Laurent Chen

**SEE ATTACHED CHAPTER 13
UNCONTESTED/CONTESTED
CONFIRMATION**

UNCONTESTED CALENDAR – CONFIRMATION ADVANCED PER RESOLUTION

JUDGE JOHNSON, August 9, 2016 at 9:55 a.m.

With respect to the following cases, objections were filed and subsequently withdrawn; therefore, the Court confirms the plans in the following cases:

The plans in the following cases shall be **CONFIRMED**:

- | | |
|--|---------------------|
| 1. SYLVIA BUCHANAN
15-52431 SLJ | ATTY – CONSUMER LAW |
| 2. DAVED GARZA
15-53135 SLJ | ATTY – MOORE |
| 3. DONALD WILSON & CHERYL TOFFWILSON
15-53873 SLJ | ATTY – BOONE |
| 4. PAULINO & MARIA HERRERA
16-50069 SLJ | ATTY – FULLER |
| 5. HILDEBERTO LOPEZ-SALAZAR JR
16-50138 SLJ | ATTY – ZERBINI |
| 6. PRISCILA FORTEZA-EVANGELISTA
16-50987 SLJ | ATTY – SAGARIA |
| ***Trustee to file Objection, case to remain on the TPL*** | |
| 7. DAVID ARELLANO JR
16-51510 SLJ | ATTY – JACKSON |

The court has determined that it is in the best interests of creditors and the estates to hold the Confirmation Hearings earlier than 21 days after the meetings of creditors. No objections to the early hearings have been filed; therefore, the following plans are either confirmed or placed on the Trustee's Pending List:

**INITIAL CONFIRMATION CALENDAR FOR CASES
WITH NO OUTSTANDING OBJECTIONS**

JUDGE JOHNSON, August 9, 2016 and 9:55 AM

From: 341 Meetings of Creditors, July 11, 2016

The following cases shall be **CONFIRMED**:

- | | |
|--|---------------|
| 8. ROGER BITTER
16-51577 SLJ | ATTY – MOORE |
| 9. PAMELA KERNION
16-51624 SLJ | ATTY – BROOKS |
| 10. THEODORE & JENNIFER CROTWELL
16-51666 SLJ | ATTY – LIPTON |

**INITIAL CONFIRMATION CALENDAR FOR CASES
WITH OUTSTANDING OBJECTIONS**

JUDGE JOHNSON, August 9, 2016 and 9:55 AM

From: 341 Meetings of Creditors, July 11, 18, 20, & 25, 2016

TO BE PLACED ON TRUSTEE'S PENDING LIST:

- | | |
|--|---|
| 11. DENNIS TRAENKLE & BARBARA CADMAN
16-51561 SLJ | ATTY – BOONE
OBJECTION BY – TRUSTEE & LINCOLN
AUTOMOTIVE FINANCIAL SERVICES |
| 12. VINCENT STEVENS & VALERIE CASTRO
16-51567 SLJ | ATTY – LIN & WOOD
OBJECTION BY – TRUSTEE |
| 13. MARY NUTO
16-51576 SLJ | ATTY – MOORE
OBJECTION BY – TRUSTEE |
| 14. MARCIAL & MARBELITA ZAGUIRRE
16-51578 SLJ | ATTY – MOORE
OBJECTION BY – TRUSTEE & WELLS
FARGO BANK |
| 15. BELINDA AUDINO
16-51595 SLJ | ATTY – CENTRAL COAST
OBJECTION BY – TRUSTEE |
| 16. ROSABEL LEE
16-51596 SLJ | ATTY – PHAN LAW
OBJECTION BY – TRUSTEE |
| 17. JULIET & MEYNARDO TALO
16-51606 SLJ | ATTY – EVANS
OBJECTION BY – TRUSTEE |
| 18. BOBBY & JANETTE CATURA
16-51607 SLJ | ATTY – MAYDANIK
OBJECTION BY – TRUSTEE & US BANK |
| 19. FERNANDO AGUIRRE & LAURA ROSALEZ
16-51611 SLJ | ATTY – FULLER
OBJECTION BY – TRUSTEE |
| 20. ANGELICA REYES
16-51652 SLJ | ATTY – LIPTON
OBJECTION BY – TRUSTEE |

21. BERTHA VILLALOBOS 16-51653 SLJ	ATTY – LIPTON OBJECTION BY – TRUSTEE
22. RAUL ALVARADO 16-51657 SLJ	ATTY – LIPTON OBJECTION BY – TRUSTEE
23. RICHARD & ELIZABETH ESCOBAR 16-51658 SLJ	ATTY – BOONE OBJECTION BY – TRUSTEE
24. TELISSA MARTINEZ 16-51661 SLJ	ATTY – EVANS OBJECTION BY – TRUSTEE
25. JUAN FRANCO 16-51665 SLJ	ATTY – ZERBINI OBJECTION BY – TRUSTEE
26. BRIGITTE MARQUIS 16-51674 SLJ	ATTY – ERICKSEN OBJECTION BY – TRUSTEE
27. STEVEN SMITH 16-51691 SLJ	ATTY – GOLDSTEIN OBJECTION BY – TRUSTEE
28. BERTHA FREGOSO 16-51692 SLJ	ATTY – BOONE OBJECTION BY – TRUSTEE
29. IDALIA TORRES 16-51709 SLJ	ATTY – PRO SE OBJECTION BY – TRUSTEE
30. JAMES MARQUEZ 16-51726 SLJ	ATTY – EVANS OBJECTION BY – TRUSTEE
31. GODOFREDO CLEMENTE 16-51731 SLJ	ATTY – GRECH OBJECTION BY – TRUSTEE

**INITIAL CONFIRMATION CALENDAR FOR CASES
WITH NO OBJECTIONS FILED BUT PLAN CONTAINS ADDITIONAL PROVISIONS**

JUDGE JOHNSON, August 9, 2016 and 9:55 AM

From: 341 Meetings of Creditors, July 11, 2016

TO BE PLACED ON TRUSTEE'S PENDING LIST:

32. MICHAEL & ROSALINA SABLAD
16-51713 SLJ

ATTY – GOLD & HAMMES
ADDL PROVISIONS IN PLAN

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

Honorable Stephen L. Johnson

Tuesday, August 9, 2016

Current as of 7/29/2016 at 2:09 PM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

**280 S 1st Street
San Jose, CA 95113**

10:00 AM **15-52426** Brian K. Higgins

Ch 7

Trustee: Hjelmset

Moving: Kelly Raftery

Opposing:

Debtor or Plaintiff Attorney: Charles B. Greene

Matter: **Motion for Relief from Stay RS #JCW-10478, Filed by Deutsche Bank National Trust Co. (96)**

1

10:00 AM **15-52936** Milton Alejo Gines

Ch 7

Trustee: Poonja

Moving: Arnold L. Graff

Opposing:

Debtor or Plaintiff Attorney: Garry D. Barbadillo

Matter: **Motion for Relief from Stay RS #ALG-285, Filed by Wells Fargo Bank, N.A. (34)**

2

10:00 AM **16-50390** Boom Limo LLC

Ch 11

Moving: Austin P. Nagel

Opposing:

Debtor or Plaintiff Attorney: John G. Downing

Matter: **Motion for Relief from Stay RS #APN-2900, Filed by BMW Bank of North America (43)**

3

10:00 AM **16-50855** Alicia Beard

Ch 11

Moving: Adam N. Barasch

Opposing:

Debtor or Plaintiff Attorney: Nam H. Le

Matter: **Motion for Relief from Stay (2015 GMC Acadia) RS #ANB - 4381, Filed by Ally Bank (21)**

4

10:30 AM **12-53936** EmanyLou Manalo and
Ch 13 Arthur Manalo
Trustee: Derham-Burk

Moving: Mark D. Estle

Opposing:

Debtor or Plaintiff Attorney: Michael K. Mehr

4

Matter: **Motion for Relief from Stay RS #MDE-1685, Filed by Toyota Motor Credit Corporation (53)**

***Trustee's statement filed 6/1/16**

Comment (fr 6/14, 7/19)

10:30 AM **12-58068** Eddie Espinosa Pacatcatin and
Ch 13 Idel Fantone Pacatcatin
Trustee: Derham-Burk

Moving: Jennifer C. Wong

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

5

Matter: **Motion for Relief from Stay RS #JCW-10471, Filed by JPMorgan Chase Bank, N.A. (41)**

10:30 AM **12-58346** Donna Kay Guzman
Ch 13
Trustee: Derham-Burk

Moving: Gilbert R. Yabes

Opposing:

Debtor or Plaintiff Attorney: Norma L. Hammes

6

Matter: **Motion for Relief from Stay RS #GRY-068, Filed by Wells Fargo Bank, N.A. (46)**

10:30 AM **13-51555** Leticia C Serrano and
Ch 13 Wilfredo E Andres
Trustee: Derham-Burk

Moving: Ryan M. Davies

Opposing:

Debtor or Plaintiff Attorney: Ronda N. Edgar

7

Matter: **Motion for Relief from Stay (Personal Property) RS #RMD-96118, Filed by Consumer Portfolio Services, Inc. (69)**

10:30 AM **13-55839** Vaafuti Fatilua and
Ch 13 Makerita Keleofa Fatilua
Trustee: Derham-Burk

Moving: Angie Marie Marth

Opposing:

Debtor or Plaintiff Attorney: C. Anthony Hughes

Matter: **a) Motion for Relief from Stay RS #AMM-029, Filed by THE BANK OF NEW YORK MELLON (38)**

b) Opposition by Debtor (40)

Comment (fr 6/20, 7/19 pending APO)

10:30 AM **15-50815** Fadel S. Melhem and
Ch 13 Fida F. Melhem
Trustee: Derham-Burk

Moving: Megan E. Lees

Opposing:

Debtor or Plaintiff Attorney: Brette L. Evans

Matter: **Motion for In Rem Relief from Stay RS #GRY-074, Filed by U.S. Bank N.A. (58)**

10:30 AM **15-52188** Javier Melgoza and
Ch 7 Maribel Melgoza Zamora
Trustee: Richardson

Moving: Brandye N. Foreman

Opposing:

Debtor or Plaintiff Attorney: James Jingming Cai

Matter: **Motion for Relief from Stay RS #EAT-1636, Filed by U.S. Bank N.A. (29)**

***Case converted to chapter 7 on 7/14/16**

10:30 AM **15-52221** Melissa E. Corbin and
Ch 13 Gerald W. Corbin, Jr.
Trustee: Derham-Burk

Moving: Darlene C. Vigil

Opposing:

Debtor or Plaintiff Attorney: Nina C. Decker

Matter: **Motion for Relief from Stay RS #JCW-10480, Filed by U.S. Bank Trust, N.A. (35)**

10:30 AM **15-53235** Juan Daniel Ortega
Ch 13
Trustee: Derham-Burk

Moving: Arnold L. Graff

Opposing:

Debtor or Plaintiff Attorney: Drew Henwood

Matter: **Motion for Relief from Stay & from Co-Debtor Stay RS #GRY-077 Filed by Wilmington Savings Fund Society, FSB (27)**

10:30 AM	15-53645	Rebecca Marie Vasquez	
	Ch 13		
	Trustee: Derham-Burk		
Moving:	Erin M. McCartney		
Opposing:			
Debtor or Plaintiff Attorney:	Matthew G. Grech		13
Matter:	Motion for Relief from Stay RS #EMM-16603, Filed by Stearns Lending, LLC (44)		
10:30 AM	16-50230	Anthony Darryl Warren	
	Ch 13		
	Trustee: Derham-Burk		
Moving:	Christina J. O		
Opposing:			
Debtor or Plaintiff Attorney:	Michael H. Luu		14
Matter:	Motion for Relief from Stay & Co-Debtor Stay RS #CJO-626, Filed by U.S. Bank Trust, N.A. (23)		
10:30 AM	16-50611	Leonora Susana L Padilla	
	Ch 13		
	Trustee: Derham-Burk		
Moving:	Sonia A. Plesset		
Opposing:			
Debtor or Plaintiff Attorney:	Arasto Farsad		15
Matter:	Motion for Relief from Stay RS #ASW-2901, Filed by Bosco Credit LLC (34)		
10:30 AM	16-50629	Muzyen M Abdulkadir	
	Ch 13		
	Trustee: Derham-Burk		
Moving:	Reilly Wilkinson		
Opposing:			
Debtor or Plaintiff Attorney:	Nancy Weng		16
Matter:	Motion for Relief from Stay & from Co-Debtor Stay RS #RDW-749 Filed by CAM XI TRUST (45)		
10:30 AM	16-51487	Loan Kim Nguyen and	
	Ch 13	Thach Ngoc Tran	
	Trustee: Derham-Burk		
Moving:	Erica Loftis		
Opposing:			
Debtor or Plaintiff Attorney:	James Jingming Cai		17
Matter:	Motion for Relief from Stay & from Co-Debtor Stay RS #GRY-076 Filed by Wells Fargo Bank, N.A. (15)		

10:30 AM **16-51566** Alma Valdovinos
Ch 13
Trustee: Derham-Burk
Moving: Caren Castle
Opposing:
Debtor or Plaintiff Attorney: Nikhil Bhatnagar

18

Matter: **Motion for Relief from Stay RS #ASW-2906, Filed by Bosco Credit LLC (27)**

***Dismissed 7/25/16**

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

Honorable Stephen L. Johnson

Tuesday, August 9, 2016

Current as of 8/4/2016 at 2:57 PM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

**280 S 1st Street
San Jose, CA 95113**

1:30 PM **16-05025** Afnani v. Duke Partners, LLC et al

† Ch 13

10-54931

Sasan Afnani

Moving: Saman Taherian

Opposing: David M. Poitras

Debtor or Plaintiff Attorney: Lars T. Fuller

Matter: **a) Motion for Leave to Amend Adversary Complaint Filed by Plaintiff (23)**

b) Opposition by Defendant (29)

OFF CALENDAR, MOTION WITHDRAWN 8/3/16

Comment *Def has MSJ set for 9/6/16; PI has Motion to Amend Complaint set for 8/9/16; CMC set for 9/22/16 at 2:30 PM

1:30 PM **16-05004** Lane v. The Bank of New York Mellon et al

† Ch 13

11-54766

Richard R. Lane

Moving: Stanley A. Zlotoff

Opposing:

Debtor or Plaintiff Attorney: Stanley A. Zlotoff

Matter: **a) Motion for Summary judgment Filed by Plaintiff (15)**

b) Opposition by Defendant (18)

Comment *CMC scheduled for 10/19/16

1

2

1:30 PM 15-05167

Smith v. Shaw

† Ch 7

15-50656

Daniel Joseph Shaw and Amber June McClain Shaw

Moving: David B. Rao

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

3

Matter: a) Motion to Dismiss Complaint for Failure to State a Claim Upon Which Relief Can Be Granted or, Alternatively, for a More Definite Statement (F.R.C.P.12(b)(6); 12(e)) Filed by Defendant (12)

b) Response by Plaintiff (17)

c) Case Management Conference re Second Amended Complaint (9) (cont fr 7/18)

Comment (fr 7/19)

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

**Honorable Stephen L. Johnson
Wednesday, August 10, 2016**

Current as of 8/4/2016 at 2:59 PM

San Jose Courtroom 3099

**U.S. Courthouse and Federal Bldg.
280 S 1st Street
San Jose, CA 95113**

2:00 PM **07-54183** Weeks Street LLC

Ch 7

Trustee: Hjelmset

Moving: Samuel E. Goldstein

Opposing:

Debtor or Plaintiff Attorney: Stanley A. Zlotoff

Matter: a) **Motion For Order Authorizing Stay of Action Pending Appeal of Settlement Order Filed by Samuel Goldstein, et al (813)**

b) **Opposition by Trustee (816) - Gregg Kleiner**

c) **Opposition & Joinder by FNBC (817&820) - Dennis Miller**

d) **(1) Opposition & (2) Joinders by NexGen Builders, Inc. (821) - Robert Harris**

2:00 PM **13-51589** Technology Properties Limited LLC

Ch 11

Moving: Michael St. James

Opposing: Robert G. Harris

Debtor or Plaintiff Attorney: Heinz Binder

Matter: a) **Motion to Clarify and Implement Prior Orders Filed by MCM Portfolio, LLC (743)**

b) **Response by Debtor (748)**

Comment (fr 6/22)

1

2

2:00 PM **13-53893** Mi Pueblo San Jose, Inc.
Ch 11

Moving: Scott H. McNutt

Opposing:

Debtor or Plaintiff Attorney: Robert G. Harris

Matter: **a) Corrected Application for Entry of Final Decree and Order Closing Case Filed by Debtor (1221)**

b) Objection filed by Creditor Richard H. Donckers (1243)

2:00 PM **14-54175** Thanh Van Do
Ch 11

Moving: Matthew Jon Olson

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: **Application For a Writ of Possession re 1503 Rangewood Drive, San Jose, California Filed by Aravind Murthy (134)**

***Order shortening time**

2:00 PM **15-50048** Michael Patrick Campbell and
Ch 7 Claudine Sarkis-Campbell
Trustee: Hjelmset

Moving: Marguerite C. Stricklin

Opposing: Robert L. Goldstein

Debtor or Plaintiff Attorney: Robert L. Goldstein

Matter: **a) First Amended Motion For Discovery Sanctions Filed by State Board Of Equalization (113)**

b) Opposition by Debtor (120)

Comment (fr 6/21)

2:00 PM **15-50553** AQH, LLC
Ch 11

Moving: Matthew Jon Olson

Opposing: Christina L. Chen

Debtor or Plaintiff Attorney: Reno F.R. Fernandez

Matter: **a) Limited Motion to Modify Order Dismissing Bankruptcy Case Filed by Administrative Claimant, Macdonald Fernandez LLP (214)**

b) Opposition by Debtor (220)

2:00 PM **16-50082** Mohammad Tayarani-Beegham
Ch 7
Trustee: Kaelin

Moving: Rattan Dev S. Dhaliwal

Opposing:

Debtor or Plaintiff Attorney: Rattan Dev S. Dhaliwal

Matter: **a) Motion to Reconsider the Order Compelling Debtor to Comply with Trustee & Request to Set for Evidentiary Hearing to Value His Home Filed by Debtor (27)**

b) Opposition filed by Trustee Doris Kaelin (49)

c) Application for Surrender and Turnover of Property by Debtor and Authority for U.S. Marshalls to Remove Debtor from Property Filed by Doris Kaelin, Trustee (34)

d) Opposition by Debtor (36)

7

2:00 PM **16-51592** Maria G. DeGraaf
Ch 11

Moving: Charles B. Greene

Opposing:

Debtor or Plaintiff Attorney: Charles B. Greene

Matter: **Motion to Sell Real Property (17636 Vineland Court, Monte Sereno, CA) Filed by Debtor (20)**

8

2:00 PM **16-52132** Anil Patel
Ch 7
Trustee: Kaelin

Moving:

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: **Order to Appear and Show Cause Re: Dismissal and Setting Hearing on Application For Waiver of Filing Fee Patel (6)**

9

2:05 PM **16-51574** Live365, Inc.
Ch 7
Trustee: Hjelmset

Moving: Sandi Meneely Colabianchi

Opposing:

Debtor or Plaintiff Attorney: William J. Healy

Matter: **Motion for Sale of Property (for Amended Order re Sale to Colo IP Network) Filed by Fred Hjelmset (23)**

10

2:05 PM 16-51897

Finishline Incorporated dba Finishline Body, Paint

Ch 7

Trustee: Poonja

Moving: Gregg S. Kleiner

Opposing:

Debtor or Plaintiff Attorney: David James Trapp

11

Matter: a) Motion for Order Authorizing Trustee to (I) Sell Personal Property by Auction, (II) Pay Auctioneer Commission and Costs, and (III) Pay Reduced Administrative Rent to Landlord Filed by Mohamed Poonja (11)

b) Opposition filed by Kosich Properties LLC (20)

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

**Honorable Stephen L. Johnson
Wednesday, August 10, 2016**

Current as of 7/28/2016 at 11:44 AM

San Jose Courtroom 3099

**U.S. Courthouse and Federal Bldg.
280 S 1st Street
San Jose, CA 95113**

3:30 PM **16-51507** Cynthia Jane Ventura
Ch 7
Trustee: Bowyer

Moving:

Opposing:

Debtor or Plaintiff Attorney: Charles B. Greene

Matter: **Hearing Regarding Reaffirmation Agreement filed by Creditor Wells Fargo Dealer Services (9)**

1

3:30 PM **16-51554** Marsha Sleeth
Ch 7
Trustee: Richardson

Moving:

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: **Hearing Regarding Reaffirmation Agreement filed by Creditor TOYOTA MOTOR CREDIT CORPORATION (16)**

2

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

Honorable Stephen L. Johnson

Thursday, August 11, 2016

Current as of 8/1/2016 at 9:30 AM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

**280 S 1st Street
San Jose, CA 95113**

10:00 AM **15-50867** Michael Dewayne Richmond and
Ch 11 Yancie Marie Richmond

Moving: Charles B. Greene

Opposing:

Matter: [Status Conference \(6\) \(Last MOR 6/16\)](#)

Comment (fr 1/7, 3/3, 4/7, 5/5) *Confirmation noticed for 9/1/16

1

10:00 AM **15-52905** Suzanne Marie Taylor
Ch 11

Moving: William F. McLaughlin

Opposing: A. Lysa Simon

Matter: [Status Conference \(8\) \(Last MOR 6/16\)](#)

Comment (fr 11/5, 6/2)

2

10:00 AM **15-53562** Laura A. Gens
Ch 11

Moving: Lars T. Fuller

Opposing:

Matter: [a\) Status Conference \(8\) \(Last MOR 3/16\) \(fr 2/4, 3/3, 4/7, 6/2\)](#)

[b\) Hearing re Objection to Claim No. 5-1 and No. 6 of Wells Fargo Bank, N.A. \(64&65\) \(fr 6/2\)](#)

Comment *Plan & Disclosure Statement Withdrawn 7/14/16

3

10:00 AM **16-50390** Boom Limo LLC
Ch 11

Moving: John G. Downing

Opposing:

Matter: **Status Conference (5) (No MORs)**

Comment (fr 4/7)

4

10:00 AM **16-50906** Mountain Investments, LLC
Ch 11

Moving: Ralph P. Guenther

Opposing:

Matter: **Status Conference (4) (Last MOR 6/16)**

Comment (fr 5/5)

5

10:00 AM **16-51592** Maria G. DeGraaf
Ch 11

Moving: Charles B. Greene

Opposing:

Matter: **Status Conference (10) (No MORs)**

6

10:00 AM **16-51961** Munhyeon Ro and
Ch 11 Jeong Hee Ro

Moving: Lars T. Fuller

Opposing:

Matter: **Status Conference (8)**

Comment *Disclosure hearing set for 9/1/16

7